

RESOLUTION NO. RS2019-1615 (VERCHER) – This resolution would authorize the Department of Law to settle the property damage claim of Radley Hendrixson against the Metropolitan Government in the amount of \$13,000.

On August 15, 2018, a sewer backup occurred in the basement of 2101 Lakeshore Drive damaging the home and personal property of Mr. Hendrixson. Metro Water Services has been unable to determine the cause of the backup when the sewer line was subsequently inspected. It is possible the construction debris from a nearby site blocked the line.

The sewage backup caused damage to Mr. Hendrixson's flooring, baseboards, drywall, and doors. Personal items such as a bathroom scale, mirror, throw rugs, shower bend, furniture, pictures, and clothing were also damaged. He reported that his personal property claim to his homeowner's insurance was denied. The homeowners' association filed a separate insurance claim which covered clean-up and restoration costs. Mr. Hendrixson has agreed to accept a total of \$13,000 in full settlement of this case.

The Department of Law recommends settlement of this claim for \$13,000.

Fiscal Note: This \$13,000 settlement, along with the settlement per Resolution No. RS2019-1614, would be the twenty-fourth and twenty-fifth payments from the Self-Insured Liability Fund in FY19 for a cumulative total of \$1,235,674.44. The fund balance would be \$4,150,277 after these payments.